

OBTS Number		PROBABLE CAUSE AFFIDAVIT		1 Arrest 2 NTA		3 Request for Warrant 4 Request for Capias		3		Juvenile		N	
Agency ORI Number <b>FL 050015A</b>		Agency Name <b>Office of the State Attorney 15<sup>th</sup> Judicial District</b>				Agency Report Number <b>SA 12 - PI000075A99</b>							
Charge Type Check all that Apply <input checked="" type="checkbox"/> 1 Felony <input type="checkbox"/> 2 Traffic Felony		<input type="checkbox"/> 3 Misdemeanor <input type="checkbox"/> 4 Traffic Misdemeanor		<input type="checkbox"/> 5 Ordinance <input type="checkbox"/> 6 Other		Special Notes							
Name (Last, First, Middle) <b>Chin, Dave Melville</b>				Alias		Race <b>B</b>		Sex <b>M</b>		Date of Birth <b>12-24-76</b>			
Charge Description <b>Perjury</b>				Charge Description <b>Official Misconduct</b>									
Charge Description <b>Official Misconduct</b>				Charge Description <b>Official Misconduct</b>									
Victim's Name (Last, First, Middle) <b>State of Florida</b>						Race		Sex		Date of Birth			
Local Address (Street, Apt Number) <b>401 N. Dixie Hwy</b>		(City) <b>West Palm Beach</b>		(State) <b>FL</b>		(Zip) <b>33406</b>		Phone <b>561-355-7400</b>		Address Source <b>State of Florida</b>			
Business Address (Name, Street)		(City)		(State)		(Zip)		Phone		Occupation			
The undersigned certifies and swears that he/she has just and reasonable grounds to believe, and does believe that the above named Defendant committed the following violation of law. The Person taken into custody... <input type="checkbox"/> Committed the below acts in my presence. <input type="checkbox"/> Was observed by      Who told <input type="checkbox"/> Confessed to      Admitting the below Facts <input checked="" type="checkbox"/> Was found to have committed the below acts, resulting from my (described) investigation.													
On The <b>9</b> Day Of <b>May</b> 20 <b>12</b> At <b>1:30</b> <input type="checkbox"/> A.M. <input checked="" type="checkbox"/> P.M.													
<p>On 6-8-12, I began an investigation related to allegations of official misconduct and false statements made by Officer Dave Chin of the Delray Beach Street Narcotics Enforcement Unit (SNEU), during the arrest and prosecution of Natalie Jerue. Chin detained Jerue on 6-14-11 but did not arrest her at that time. Officer Meer Deen ultimately submitted a warrant request to the Office of the State Attorney to arrest Natalie Jerue for Trafficking in Oxycodone on 9-2-12 in Court Case Number: 2011CF009420AMB. Jerue was booked into the Palm Beach County Jail on 9-12-11.</p> <p>On 6-8-12, I met with Chin, ASA Danielle Sherriff and ASA Daniel Funk, to clarify Chin's involvement in this case and statements he made during a defense deposition, which took place on 5-9-12. At the start of the meeting, Chin was asked to review several pages of personal text messages, which were exchanged between him (Chin) and the defendant (Jerue), from April to September 2011. Upon reviewing the text messages, Chin acknowledged that he had in fact sent the text messages to the defendant and that they were accurate. Chin was reminded that in his deposition on 5-9-12, he was questioned about his relationship with Jerue and specifically asked if he had ever asked her out on a date or called her pretty, to which he answered he had not asked her out or called her pretty.</p> <p>Chin went on to explain that he initially met Jerue, around April of 2011 at a sushi restaurant in Delray Beach when he was on his lunch break. Chin stated that Jerue was with W/F Meghan Dillon, whom he had known from the past as a drug user and a confidential informant (Records from the Delray Beach Police Department show Dillon was registered as a confidential informant by Chin on 8-12-10). Chin admitted during the meeting on 6-8-12 that he had been interested in dating Jerue. After obtaining Jerue's telephone number from Dillon, he made several attempts to take her out on dates; however, he said they never actually went out on a date.</p> <p>The sworn statements Chin made during the deposition are in direct conflict with the text messages Chin acknowledged he sent to Jerue. Chin acknowledged that he was untruthful about those facts during his deposition. Chin admitted he did in fact ask Jerue out on dates and call her pretty (as shown in the text messages). Chin said he panicked on the day of the deposition and was not prepared to be asked about his romantic interests in Jerue.</p> <p>Chin was then asked about facts outlined in the probable cause affidavit related to Jerue's arrest and facts outlined in a memo which he presented to the State Attorney's Office describing Jerue as a cooperating defendant. Chin was questioned about these official documents because facts listed within each document conflict with information he provided either in his deposition or in discussions with ASA Sherriff about Jerue's case as it progressed following Jerue's arrest.</p>													

The probable cause affidavit states that on 6-14-11, "Officer Chin walked up to the driver's window and asked Jerue if she had any illegal narcotics in the car. Jerue went into the glove box and retrieved one pill bottle with 112 blue pills and handed it to Officer Chin." Additionally, the probable cause affidavit states "Jerue agreed to cooperate with an active investigation, however, as of this date (8-13-11) she has not provided assistance to the investigation." In his deposition, Chin acknowledged that on 6-14-11, when the traffic stop was conducted on Jerue's vehicle, his informant, Megan Dillon was a passenger in Jerue's vehicle. Additionally, Chin stated during his deposition that when he approached the driver's window and asked if any illegal narcotics were in the car, Dillon was actually the suspect who removed the bottle of pills from the glove box, then handed them to Jerue, who handed them to him. This statement of facts contradicts the statements in the probable cause affidavit. Furthermore, the probable cause affidavit does not even indicate that Dillon was present. The probable cause affidavit only reflects that Jerue was in the vehicle. The affidavit was written by Deen, who was not present during the traffic stop, but assisted Chin throughout that day. According to Chin, Deen wrote the probable cause affidavit based on what he (Chin) told Deen. Deen denied having any firsthand knowledge of the investigative stop of Jerue on June 14, 2011. During a sworn statement with your affiant, Deen stated that he wrote the probable cause affidavit based solely on what Chin told him.

In an effort to persuade the State Attorney's Office to dismiss the Jerue case, Chin presented ASA Sherriff with a memo on 5/11/12 that Chin had attributed to Deen. The memo states: "On 6-14-12, Natalie Jerue started to provide information to the Delray Beach Police Department's Street Narcotics Enforcement Unit that led to several narcotics related arrests within the City of Delray Beach. These arrests resulted in the seizure of approximately 200 oxycodone pills, several handguns, one SCAR rifle, and approximately \$3800 in US currency." The seized items mentioned in the memo refer to those items recovered during the arrest of Henry Rauche (Case Number 2011CF006381AMB). The arrest of Rauche occurred on 6-15-11. The memo presented to ASA Sherriff is in direct conflict with the statement in the probable cause affidavit which indicates that Jerue "did not provide assistance."

If Jerue had in fact provided such substantial assistance it is not likely she would have been charged. The statement of these facts from the 5-11-12 memo also conflicts with information provided by Chin in his 5-9-12 deposition, when he stated that Jerue made many attempts to cooperate, however, nothing ever worked out. Finally, Chin was asked why there was such a delay in the drafting of the memo outlining Jerue's cooperation. Chin stated that during the time that Jerue provided cooperation, Deen was out of work on vacation and that he was unaware of her cooperation. Chin said that following his deposition, he approached Deen and relayed the cooperation provided by Jerue. Deen then wrote the memo based solely on the facts provided by Chin.

On 6-22-12, pursuant to a State Attorney's Office subpoena, I obtained from the Delray Beach Police Department, the official confidential informant (CI) file of Natalie Jerue. Upon reviewing the informant file, I learned she became a documented confidential informant on 6-24-11. Officer Chin was listed as the Jerue's controlling officer. A handwritten note on the confidential informant debriefing form dated 6-24-11 indicates that Jerue stated she could call and order up 100 "roxys" from John Johnson, Jr. Chin's signature and ID #949 are noted on this form along with Delray Beach case number 11-16080. The CI file also contains handwritten notes dated 6/15 (no year) that states "CI provided information on W/M curly hair heavy set pick up pills in the morning in Boynton. Drives a dark SUV and has a hand gun and rifle. B/M "Johnson" will sell if someone calls first. B/F Kayla will deliver pills if she calls first. B/M white cadi "Calixte/Michael" see Xanex but would sell blues as well. B/M unknown silver charger 6'01" low hair sell pills lives in delray shores. B/M unknown dreads short 5'7" sells blues SE section. CI stated he/she could call and ask if someone could pick up pills." There is no other information such as a case number or an officer's name or signature with this page of notes. Note that the information is dated 6/15, when Jerue had not even been documented as an informant until 6/24/11. Additionally, there is no specific reference made in Jerue's file as to the "several narcotics related arrests" she assisted with and which lead to the "seizure of 200 oxycodone pills, several handguns, one SCAR assault rifle, and approximately \$3800 in US Currency," all of which were noted in the Cooperating Defendant memo provided by Chin to ASA Sherriff.

On 6-25-12, a sworn statement was obtained from Jerue. Jerue confirmed she first saw Chin one day

when she and Dillon were having lunch at a sushi restaurant on Atlantic Avenue in Delray Beach. Jerue advised she did not actually speak with Chin. However, Dillon knew him and said hello to him. Jerue advised 2-3 days later, she began receiving text messages from Chin and later found out that Dillon gave her number to him. Jerue said in the first text message Chin referred to himself as "Dave- Meghan's friend." The next few messages were just small talk and to say hello. Ultimately Chin began asking her out on dates. First, he invited her to see a movie, then to hang out, then to a movie again, to go drinking and to dinner. Jerue said she was not interested in having a relationship or dating Chin because she had a boyfriend whom she lived with at that time; however, she said she did not want to be mean or hurt Chin's feelings. Jerue also felt obligated to speak with Chin due to his authority as a police officer.

Jerue was questioned specifically about her detention on 6-14-11 and also about the facts surrounding the arrest of Henry Rauche, her former roommate, which occurred on 6-15-11. With respect to the 6-14-11 traffic stop, Jerue said the probable cause affidavit is not factual. She advised that Dillon was seated in the front passenger seat of her vehicle and that her presence is not noted in the probable cause affidavit. Jerue also said when Chin approached the driver's window and said, "give me the pills," Dillon reached into the glove box, took out the bottle of pills and handed it to Chin." Jerue denied that she retrieved the bottle of pills as the affidavit states. Finally, Jerue advised that during her detention that day, Chin never spoke to her about becoming an informant or cooperating with any ongoing investigation. Instead, Jerue advised that Dillon and Chin spoke privately and then both she and Dillon were released.

Next, I asked Jerue about the following day, 6-15-11, and how she became aware of Rauche's arrest. Jerue advised that on 6-15-11, while she was sleeping in the living room of her apartment, she was woken by voices and then observed two or three Delray Beach Police Officers coming up the stairs into the living room. Jerue said the officers searched the apartment and then ordered her, her boyfriend Brock Roberts and Rebecca Bradford, Rauche's wife, to go outside.

Once she was outside, Jerue said she observed Rauche in handcuffs and she was advised at that time that Rauche was being arrested. Jerue said she and her roommates were then advised that they needed to sign forms allowing the officers to search the apartment for Rauche's belongings and if they failed to do so, they would be prohibited from entering the apartment until a search warrant was obtained and executed. Based on that information, Jerue said that she signed the consent to search form and she observed the officers remove some of Rauche's property. After the search was completed, the police left with Rauche and then Dillon returned to the apartment. Jerue said she confronted Dillon about her providing information to the Delray Beach Police Department which lead to Rauche's arrest and also to her detainment from the day before. Dillon moved out of Jerue's apartment the same day and Jerue advised she has not spoken to her since that day.

Jerue denied that she ever provided any information to the Delray Beach Police Department, specifically, to Chin, related to Rauche. Jerue advised a few days following Rauche's arrest, she was evicted from her apartment and then she moved back to her parents' home in Martin County. Jerue said her parents encouraged her to enter a drug rehabilitation program and she agreed to do so. However, she advised that sometime around 6-18-11, Chin contacted her to inform her that she still had charges to work off, referring to the recovery of the pills from her vehicle on 6-14-11. Jerue advised this was the first time Chin had discussed her being a cooperating source/defendant and he also told her if she refused to cooperate then she would be arrested. Ultimately Jerue did agree to cooperate with Chin and the Delray Beach Police Department in order to avoid arrest, however, despite numerous attempts to assist the police in making drug busts, nothing ever worked out. Jerue said she was eventually advised by Chin that a warrant was being filed for her arrest. Jerue provided an account of the cooperation she provided to the Delray Beach Police Department, however, none of the cooperation related to information leading to the arrest of Rauche or the recovery of contraband as indicated in the memo Chin presented to the State Attorney's Office.

On 6-26-12, I obtained a sworn statement from Sergeant Terance Scott, Chin's direct supervisor. Although he could not be sure of the date, Scott recalled that Chin notified him following his attendance of a deposition on this case. Scott said Chin told him that in the deposition, the attorney was trying to introduce his personal cell phone records into the case. Chin told him he didn't want the records introduced because he had exchanged text messages that were romantic in nature with the defendant. Chin told Scott that following the

deposition, he spoke with the ASA on the case and asked that the case be dropped so that the text messages would not be exposed. Scott said that Chin is a married man and he expressed concern over the text messages being exposed and his wife finding out about his attempts to date Jerue.

On the same day, I obtained a sworn statement from Deen, who wrote the probable cause affidavit outlining Jerue's arrest and also who wrote the memo outlining Jerue's cooperation. Initially in his statement, Deen advised that Jerue attempted to cooperate with investigations; however, nothing ever amounted to an arrest. He also advised he knew Dillon was a passenger in the vehicle and said that he omitted her name from the report so that it would not be exposed that she was an informant in the case. As far as any other details in the report, Deen said he was not present during the traffic stop of Jerue and that he only wrote the probable cause affidavit based on information provided to him by Chin. With respect to the memo sent to ASA Sherriff outlining the cooperation provided by Jerue to the Delray Beach Police Department, he advised he also wrote that document at the direction of Chin. Deen said when he originally filed the charges against Jerue he was not aware of the cooperation provided by Jerue. However, when Chin came to him after his deposition on the case and told him that Jerue did in fact cooperate, Deen said he agreed to draft the memo based on facts provided to him by Chin.

On 8-8-12, I obtained a sample of Chin's known handwriting from his personnel file at the Delray Beach Police Department. On the same day, I contacted Grant R. Sperry, a Forensic Document Examiner and requested that he compare the known handwriting of Chin to the handwriting found in Jerue's CI file. Specifically, Sperry was asked to examine the two pages of handwritten notes from Jerue's file to determine if the notes within the CI file were written by Chin. On 8-13-12, I received a report from Sperry that indicated the questioned handwriting from the CI file of Jerue was written by Chin.

Based on the above described facts, Chin made false statements regarding his asking the defendant out on dates and calling her pretty. He also made false statements under oath in his deposition on 5-9-12 and he caused Deen to falsify the probable cause affidavit related to the arrest of Jerue from 6-14-11, which is documented in Delray Beach Police Department case #11-016080. Finally, he caused Deen to falsify the memo, dated May 11, 2012, outlining the cooperation of Jerue following her original detainment on 6-14-11 and falsified the confidential informant file of Jerue indicating that she provided the information which lead to Rauche's arrest and the seizure of weapons, drugs and currency, when in fact, she did not. Chin did so with corrupt intent in order to prevent the exposure of his personal cellular telephone records revealing a relationship between himself and the defendant.

  
Notary Public, Clerk of Court, Officer (F.S.S. 117.10)

The foregoing instrument was sworn to or affirmed and subscribed before me this  
Who is personally known to me and/or produced identification.

15

Day of

August

20

12

by

M. Romagnoli #6500

(Print name of Arresting/Investigative Officer)

  
(Signature of arresting / Investigative Officer)

STATE OF FLORIDA  
COUNTY OF PALM BEACH

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